

# McDermott Will & Emery

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**FACSIMILE****Date:** December 7, 2004**Time Sent:**

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<b>To:</b>	<b>Company:</b>	<b>Facsimile No:</b>	<b>Telephone No:</b>
Minh Tam B. Davis	Mail Stop AF	571.273.0830 (direct)	571.272.0830
Patent Examiner	Commissioner for Patents		
Group Art Unit: 1642	P.O. Box 1450		
Conf. No.: 5002	Alexandria, VA 22313-1450		

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<b>From:</b>	Andrea L. Gashler	<b>Direct Phone:</b>	858.643.1450
<b>E-Mail:</b>	agashler@mwe.com		
<b>Sent By:</b>	Rosalind E. Brady	<b>Direct Phone:</b>	858.643.1468
<b>Client/Matter/Tkpr:</b>	66661-018 / 7317	<b>Original to Follow by Mail:</b>	No
		<b>Number of Pages, Including Cover:</b>	9

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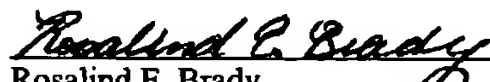
**Re:       RESPONSE UNDER 37 CFR 1.116**  
**EXPEDITED PROCEDURE**  
**SUPPLEMENTAL AMENDMENT UNDER 37 CFR 1.116**

**U. S. Patent Application Serial No. 09/821,812**  
**For:   ANDROGEN REGULATED PROSTATE SPECIFIC NUCLEIC ACIDS**  
**Filed: March 28, 2001**  
**Inventor: Lin, Biaoyang**  
**Our Reference: 066661-0018 (P-IS 4373)**

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**Message:****CERTIFICATE OF FACSIMILE TRANSMISSION**

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Rosalind E. Brady

SDO 22944-1.066661.0018

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**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL ROSALIND E. BRADY AT 858.643.1468 AS SOON AS POSSIBLE.**  
Main Facsimile: 858.597.1585      Facsimile Operator: 858.643.1400

**U.S. practice conducted through McDermott Will & Emery LLP.**  
4370 La Jolla Village Drive      Suite 700      San Diego, California 92122-1252      Telephone: 858.535.9001

Docket No.: 066661-0018 (P-IS 4373)

**PATENT**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lin, Biaoyang  
 Appl. No. : 09/821,812  
 Filed : March 28, 2001  
 Title : ANDROGEN REGULATED PROSTATE  
 SPECIFIC NUCLEIC ACIDS  
 Grp./A.U. : 1642  
 Examiner: : Davis, Minh Tam B.

Customer No.: 41552  
 Confirmation No.: 5002  
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*Rosalind E. Brady*  
 Rosalind E. Brady

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Supplemental Amendment After Final in the above-identified application.



No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached: Petition for Extension of Time for 2-months and Return Receipt Postcard

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	3	71	0	\$9.00 =	\$0.00
Independent Claims	3	30	0	\$44.00 =	\$0.00
Multiple claims newly presented					\$0.00
Fee for extension of time					\$215.00
Total of Above Calculations					\$215.00

Please charge my Deposit Account No. 502624 in the amount of \$215.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502624, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL &amp; EMERY LLP

*Andrea L. Gashler*  
 Andrea L. Gashler  
 Registration No. 41,029

4370 La Jolla Village Drive, Suite 700  
 San Diego, CA 92122  
 Phone: 858.535.9001 ALG:reb  
 Facsimile: 858.597.1585  
 Date: December 7, 2004  
 SDO 22962-1.066661.0018

Please recognize our Customer No. 41552 as our  
 correspondence address.

*official*  
*12/07/04*

Docket No.: 066661-0018 (P-IS 4373)

**PATENT**

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 Rosalind E. Brady

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 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

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Respectfully submitted,

McDERMOTT WILL & EMERY LLP

*Andrea L. Gashler*  
 Andrea L. Gashler  
 Registration No. 41,029

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 San Diego, CA 92122  
 Phone: 858.535.9001 ALG:reb  
 Facsimile: 858.597.1585  
 Date: December 7, 2004  
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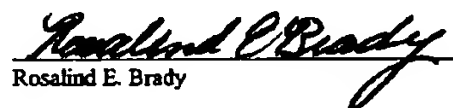
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Rosalind E. Brady

**PETITION FOR EXTENSION OF TIME**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

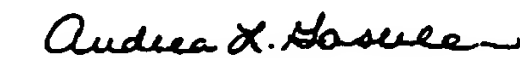
Sir:

It is respectfully requested that the time for filing an Appeal Brief be extended for two-months and set to expire on December 24, 2004.

Please charge the extension fee of \$215.00 to Deposit Account No. 502624. Please charge any additional fees or credit any overpayment to Deposit Account No. 502624.

Respectfully submitted,

McDERMOTT WILL &amp; EMERY LLP

  
Andrea L. Gashler  
Registration No. 41,029

4370 La Jolla Village Drive, Suite 700  
San Diego, CA 92122  
Phone: 858.535.9001 ALG:reb  
Facsimile: 858.597.1585  
**Date: December 7, 2004**  
SDO 22963-1.066661.0018

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as our correspondence address.**

*offered*  
*td*  
*12/07/04*